

## **REMARKS**

### **Summary**

Claims 1, 2, 4, 7, 8, 10, 13, 14, 16-19, 21, and 22 stand in this application. Claims 1, 4, 7, 10, 13, 16-19, 21, and 22 are amended. Claims 3, 5, 6, 9, 11, 12 and 20 are canceled, and their subject matter added to independent claims 1, 7, 13, and 19. No new matter has been added. Favorable reconsideration and allowance of the standing claims is respectfully requested.

Applicant has amended the claims in order to proceed to allowance.

### **Allowable Claims**

We would like to thank the Examiner for indicating the allowability of claims 5, 6, 11, 12, 15-18, and 20-22 if amended to include all of the limitations of the base claims and any intervening claims. Applicant has amended the independent claims to include the limitations of these allowable claims.

### **35 U.S.C. § 103**

At pages 2-8, section 1 of the Office Action claims 1, 2, 7, 8, 13, 14, and 19 stand rejected under 35 U.S.C. § 103(a) as being anticipated by US 7,099,689 to Bahl et al in view of US 5983101 to Billstrom. Applicant has amended the independent claims to include the subject matter indicated as being allowable, rendering the rejection moot.

**Conclusion**

In light of the above amendments, Applicant submits that claims 1, 2, 4, 7, 8, 10, 13, 14, 16-19, 21, and 22 recite novel features not anticipated or rendered obvious by the cited references. It is believed that claims 1, 2, 4, 7, 8, 10, 13, 14, 16-19, 21, and 22 are in allowable form. Accordingly, a timely Notice of Allowance to this effect is earnestly solicited.

The Examiner is invited to contact the undersigned at 724-933-9338 to discuss any matter concerning this application.

The Office is hereby authorized to charge any additional fees or credit any overpayments under 37 C.F.R. § 1.16 or § 1.17 to deposit account 50-4238.

Respectfully submitted,

KACVINSKY LLC

/John F. Kacvinsky/

John F. Kacvinsky, Reg. No. 40,040  
Under 37 CFR 1.34(a)

Dated: December 1, 2008

KACVINSKY LLC  
C/O Intellevate  
P.O. Box 52050  
Minneapolis, MN 55402  
(724) 933-5529